IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL *JURISDICTION*
NOTICE OF MOTION NO. 1753 OF 2005
IN
SUIT NO. 91 OF 2005

Karnataka Bank Limited ... Plaintiff

vs

M/s Gain Hosiery & 2 ors .. Defendants

Mr.Asgar Ali Shaikh i/b K.S.Shetty for Plff in supp.

None for Defendants

CORAM : SMT.ROSHAN DALVI JJ.
DATE: 30th June, 2006

P.C.

1. The plaintiffs have sued for recovery of the loan granted to the defendants with interest and for relief of injunction and Court Receiver for protection of the mortgaged and hypothecated properties. The defendant nos. 1 and 3 have filed their affidavit in reply in which they have admitted the loan amount sanctioned to the defendants but only disputed the amount of interest as being not in accodance with R.B.I. Guidelines. The defendant nos. 1 and 3 have

also offered to bring a buyer to sell the mortgaged flat and the industrial gala. They have further undertaken not to transfer the property to anyone without permission of this Court.

O R D E R

. The defendants shall not sell, dispose of, transfer or create any third party rights in any of the suit property which are mortgaged or hypothecated to the plaintiff. No order as to costs.

(Smt Roshan Dalvi,J)